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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 10/821,292      | 04/09/2004  | Stephen H. Gunther   | 42P4728XD           | 1105             |

8791 7590 11/09/2005

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| EXAMINER |
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LAU, TUNG S

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| ART UNIT | PAPER NUMBER |
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2863

DATE MAILED: 11/09/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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|---|------------------------|---------------------|--|
| <b>Response to Rule 312 Communication</b> | <b>Application No.</b> | <b>Applicant(s)</b> |  |
|   | 10/821,292             | GUNTHER ET AL.      |  |
|   | <b>Examiner</b>        | <b>Art Unit</b>     |  |
|   | Tung S. Lau            | 2863                |  |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. ☒ The amendment filed on 25 February 2005 under 37 CFR 1.312 has been considered, and has been:

a) ☐ entered.

b) ☐ entered as directed to matters of form not affecting the scope of the invention.

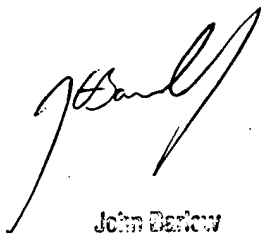
c) ☐ disapproved because the amendment was filed after the payment of the issue fee.

Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

d) ☐ disapproved. See explanation below.

e) ☒ entered in part. See explanation below.

*Amendment to the specification filed on 02/25/2005 is approved. as the filling of the Non patent literature is not approved because it fails to comply with 37 CFR 1.97; Applicant is advised that the date of any re-submission of any item of information contained in this information disclosure statement or the submission of any missing element(s) will be the date of submission for purpose of determining compliance with the requirements based on the time of filling the statement, including all certification requirements under 37 CFR 1.97(e). See MPEP § 609.05(a).*

  
John Barlow  
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